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*Attorneys for Defendant Facebook, Inc. and
Non-Prioritized Defendants Mark Zuckerberg
and Sheryl Sandberg*

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

IN RE: FACEBOOK, INC. CONSUMER
PRIVACY USER PROFILE LITIGATION,

This document relates to:

ALL ACTIONS

CASE NO. 3:18-MD-02843-VC

**DECLARATION OF JOSHUA LIPSHUTZ
IN SUPPORT OF DEFENDANT
FACEBOOK, INC.'S MOTION TO
DISMISS PLAINTIFFS' CONSOLIDATED
COMPLAINT**

Judge: Hon. Vince Chhabria
Courtroom 4, 17th Floor
Hearing Date: January 23, 2019
Hearing Time: 10:30 a.m.

I, Joshua Lipshutz, declare as follows:

1. I am an attorney admitted to practice law before this Court and all of the Courts of the State of California. I am a partner at the law firm of Gibson, Dunn & Crutcher LLP, counsel of record for Defendant Facebook, Inc. in the above-captioned action. I offer this declaration in support of Facebook's Motion to Dismiss Plaintiffs' Consolidated Complaint. I have personal knowledge of the facts set forth in this declaration (unless otherwise noted), and, if called to testify, I could and would competently testify to them.

2. Attached hereto as **Exhibit 1** is a true and correct copy of a *Guardian* article titled "Ted Cruz using firm that harvested data on millions of unwitting Facebook users," published on December 11, 2015.

I declare under penalty of perjury pursuant to the laws of the United States of America and the State of California that the foregoing is true and correct. Executed at Washington, D.C., on this 2nd day of November, 2018.

By: /s/ Joshua Lipshutz
Joshua S. Lipshutz

Attorney for Defendant Facebook, Inc.